



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF

DONG et al.

SERIAL NO.: 09/252,828

FILED: 19 FEBRUARY 1999

GROUP ART UNIT: 1641

EXAMINER: L. COOK

ATTY. DKT. NO. 113019.179 US1

FOR: RECOMBINANT BIOLOGICALLY ACTIVE HUMAN ZONA PELLUCIDA  
PROTEIN 3 (hZP3) TO TEST MALE FERTILITY

**RECEIVED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOV 24 2003

TECH CENTER 1600/2900

**RESPONSE TO NOTICE OF NON-COMPLIANT  
AMENDMENT UNDER 37 C.F.R. §1.121**

This response is submitted in reply to the Notice of Non-Compliant Amendment dated October 31, 2003, for which a response is due on or before December 1, 2003. The non-compliant amendment was submitted on October 3, 2003 in response to the Office Action dated June 3, 2003. Applicants inadvertently omitted canceled claims 1-47 from the October 3, 2003 response. Attached is a corrected "Amendment to the Claims" section that appropriately represents the cancellation of claims 1-47. Applicants respectfully request that this revised amendment be accepted by the Examiner. No fees are believed to be due; however, the Commissioner is authorized to charge any additional necessary fees or credit any overpayments to Deposit Account No. 08-0219 to maintain the pendency of this application.

Please amend the above identified application as follows:

**Amendments to the Claims** begin on page 2 of this paper.